

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|---------------------|--------------------------------|
| SYLVESTER SHOCKLEY, | § |
| | § |
| Petitioner Below- | § No. 216, 2005 |
| Appellant, | § |
| | § |
| v. | § Court Below—Superior Court |
| | § of the State of Delaware, |
| STANLEY TAYLOR, | § in and for New Castle County |
| | § C.A. No. 05M-02-029 |
| Respondent Below- | § |
| Appellee. | § |

Submitted: July 15, 2005

Decided: August 24, 2005

Before **HOLLAND, BERGER**, and **JACOBS**, Justices.

ORDER

This 24th day of August 2005, the Court has considered the opening brief and the State's motion to affirm. It is manifest that the judgment of the Superior Court, which denied Shockley's petition for a writ of mandamus to recalculate his release date, must be affirmed on the basis of this Court's decision in *Evans v. State*, 872 A.2d 539 (Del. 2005).

NOW, THEREFORE, IT IS ORDERED that the judgment of the Superior Court is AFFIRMED.

BY THE COURT:

/s/ Carolyn Berger
Justice